

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

583B0144

## HOUSE BILL NO. 1244

Introduced by: Representatives Duenwald, Apa, Belatti, Broderick, Brooks, Brown (Jarvis), Cerny, Chicoine, Crisp, Diedrich, Fiegen, Fitzgerald, Gabriel, Hassard, Hunt, Jaspers, Kazmerzak, Koetzle, Konold, Koskan, Kredit, Lee, Lucas, Madden, Matthews, McNenny, Monroe, Moore, Pederson (Gordon), Pummel, Putnam, Roe, Schrempp, Smidt, Solum, Van Gerpen, Waltman, Weber, Wetz, and Wick and Senators Lawler, Aker, Albers, Brown (Arnold), Drake, Dunn (Jim), Dunn (Rebecca), Flowers, Frederick, Hainje, Halverson, Hunhoff, Hutmacher, Johnson (William), Kloucek, Lange, Reedy, Rounds, Shoener, Staggers, Symens, and Vitter

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the practice of  
2 pharmacy.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 36-11 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 No pharmacist may be required to perform any act in the normal course of the practice of  
7 pharmacy or be required to omit the performance of any act in the normal course of the practice  
8 of pharmacy if that pharmacist objects to such act or omission because of professional duty or  
9 objects to such act or omission, as a matter of conscience, on ethical, moral, or religious  
10 grounds. No such refusal to act or refusal to omit acting because of such a claim of conscience  
11 may be the basis for any claim for damages against the pharmacist or the pharmacy of the  
12 pharmacist or the basis for any disciplinary, recriminatory, or discriminatory action against the

1 pharmacist.